

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION**

<b>THOMAS HOLMES,</b>	:	
	:	
<b>Plaintiff</b>	:	
	:	
<b>vs.</b>	:	<b>CASE NO. 5:08-CV-422 (HL)</b>
	:	
<b>GAINEY TRANSPORTATION SERVICES, INC., et al,</b>	:	
	:	
<b>Defendants</b>	:	

**ORDER**

The court has been advised by counsel for the parties that the above action has been settled.

**IT IS, THEREFORE, ORDERED** that the action be dismissed without costs other than those due this court and without prejudice to the right, upon good cause shown within ninety (90) days, to reopen the action if settlement is not consummated. If the action is not reopened, it shall stand dismissed, with prejudice.

**FURTHER ORDERED**, that the pre-trial conference scheduled for August 29, 2011 and the trial scheduled for September 12, 2011 are, hereby, cancelled.

**IT IS FURTHER ORDERED** that the Clerk of the Court serve copies of this order by United States mail upon any attorneys/parties of record appearing in this case who may not receive electronic notice.

**SO ORDERED**, this the 23<sup>rd</sup> day of August , 2011.

*s/ Hugh Lawson*

**HUGH LAWSON, Senior Judge  
United States District Court**